



STATE OF WASHINGTON
WASHINGTON STATE BOARD OF HEALTH
*1102 SE Quince Street • PO Box 47990
Olympia, Washington 98504-7990*

March 13, 2002

TO: Washington State Board of Health Members

FROM: Carl Osaki, Member

RE: Public Hearing on Proposed Rule Changes for WAC 246-215-150 –
Food Service, Construction and Maintenance of Physical Facilities.

Background and Summary:

Each state is required to ensure its laws are consistent with the requirements of the Americans with Disabilities Act (ADA). The intent of the ADA is to ensure the blind, visually handicapped, hearing impaired, or otherwise physically disabled persons have the same rights as the able-bodied to the full and free use of all public places to which the general public is invited and to encourage and enable them to participate fully in the social and economic life of the state. The intent of this proposed rule change is to provide consistency with the ADA.

The proposed rule would change WAC 246-215-150(7)(c)(iv) language from “Guide dogs or service dogs...” to “Dog guides or service animals...” to provide consistency with the ADA and Chapter 70.84 RCW. Originally this change was to be addressed in the more complex revisions being developed under separate rule making action. However, a constituent with a miniature service horse contacted the Department of Health with concerns regarding access to restaurants. These concerns have resulted in this abbreviated rule process to expedite revising WAC 246-215-150(7)(c)(iv).

The public hearing regarding the proposed changes to WAC 246-215-150(7)(c)(iv), in accordance with the Administrative Procedures Act, is scheduled to begin at 10 am.

Recommended Board Action:

Unless the Board makes a different judgment based on information gathered during the public hearing, I recommend the Board adopt the proposed rule changes to WAC 246-215-150(7)(c)(iv) language changing “Guide dogs or service dogs...” to “Dog guides or service animals...”

Attachments: CR-102 for WAC 246-215-150(7)(c)(iv)